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United States Department of the Interior

OFFICE OF SURFACE MINING
Reclamation and Enforcement
P. O. Box 46667
Denver, Colorado 80201-6667

IN REPLY REFER TO:

09 NOV 2009

Dana Dean
Division of Oil, Gas and Mining
1594 West North Temple
Salt Lake City, UT 84116

Dear Ms. Dean,

Enclosed you will find the two Ten Day Notices (TDNs) we discussed on Thursday, November 5th. TDN's are the Office of Surface Mining Reclamation and Enforcement's (OSMRE) mechanism by which we bring potential violations to your attention. These pertain to the unapproved water treatment facility being constructed and drainage/bonding issues at the Crandall Canyon mine. Please respond within ten business days by either taking corrective actions at the Crandall Canyon mine (issuing NOV's, permit revision orders, etc.), explaining to us (OSMRE) why you (DOGM) do not believe these problems warrant violations, or how the problems have already been abated.

If you have any questions or require additional time to respond, please contact me at (303) 293-5020 or cbelka@OSMRE.gov.

Thank you,

Christine Belka
Christine Belka
Environmental Protection Specialist, OSMRE, DFD

RECEIVED

NOV 17 2009

DIV. OF OIL, GAS & MINING

TAKE PRIDE
IN AMERICA 

UNITED STATES DEPARTMENT OF THE INTERIOR
Office of Surface Mining
Reclamation and Enforcement

TEN-DAY NOTICE

Originating Office: **Denver Regional Office**

US DOI, Office of Surface Mining

1999 Broadway, Suite 3320

Denver, CO 80202

Number **X09-140-182-002** TV **1**

Telephone Number: **(303) 293-5001**

Ten-Day Notice to the State of **UT**

You are notified that, as a result of **Federal Inspection** (e.g. a federal inspection, citizen information, etc.) the Secretary has reason to believe that the person described below is in violation of the Act or a permit condition required by the Act. If the State Regulatory Authority fails within ten days after receipt of this notice to take appropriate action to cause the violation(s) described herein to be corrected, or to show cause for such failure and transmit notice of your action to the Secretary through the originating office designated above, then a Federal inspection of the surface coal mining operation at which the alleged violation(s) is occurring will be conducted and appropriate enforcement action as required by Section 521(a)(1) of the Act will be taken.

Permittee: **GENWAL COAL CO., INC.**

County: **EMERY**

(Or Operator if No Permit)

Mailing Address: **P. O. BOX 910, East Carbon, UT. 84520**

Permit Number: **UT-015-032**

Mine Name: **CRANDALL**

☐ Surface

☒ Underground

☐ Other Underground

02 NATURE OF VIOLATION AND LOCATION:

Failure to maintain adequate bond coverage at all times

Section of State Law, regulation or Permit **R645-301-812.700**
Condition believed to have been violated:

NATURE OF VIOLATION AND LOCATION:

Section of State Law, regulation or Permit
Condition believed to have been violated:

NATURE OF VIOLATION AND LOCATION:

Section of State Law, regulation or Permit
Condition believed to have been violated:

Remarks or Recommendations:

Date of Notice: **11/09/2009**

Signature of Authorized Rep.: Christine Belka

Print Name and ID: **Christine Belka ID# 182**

UNITED STATES DEPARTMENT OF THE INTERIOR

Office of Surface Mining
Reclamation and Enforcement

TEN-DAY NOTICE

Originating Office: **Denver Regional Office****US DOI, Office of Surface Mining****1999 Broadway, Suite 3320****Denver, CO 80202**Number **X09-140-182-001** TV **1**Telephone Number: **(303) 293-5001**Ten-Day Notice to the State of **UT**

You are notified that, as a result of **Federal Inspection** (e.g. a federal inspection, citizen information, etc.) the Secretary has reason to believe that the person described below is in violation of the Act or a permit condition required by the Act. If the State Regulatory Authority fails within ten days after receipt of this notice to take appropriate action to cause the violation(s) described herein to be corrected, or to show cause for such failure and transmit notice of your action to the Secretary through the originating office designated above, then a Federal inspection of the surface coal mining operation at which the alleged violation(s) is occurring will be conducted and appropriate enforcement action as required by Section 521(a)(1) of the Act will be taken.

Permittee: **GENWAL COAL CO., INC.**County: **EMERY**

(Or Operator if No Permit)

Mailing Address: **P. O. BOX 910, East Carbon, UT. 84520**Permit Number: **UT-015-032**Mine Name: **CRANDALL**☐ Surface☒ Underground☐ Other Underground**01 NATURE OF VIOLATION AND LOCATION:**

Failure to conduct operations only in accordance with the approved permit. Construction of water treatment facility which has not attained regulatory approval. Located in the old load-out area immediately below the north portal bench.

Section of State Law, regulation or Permit **R645-300-142**
Condition believed to have been violated:

NATURE OF VIOLATION AND LOCATION:

Section of State Law, regulation or Permit
Condition believed to have been violated:

NATURE OF VIOLATION AND LOCATION:

Section of State Law, regulation or Permit
Condition believed to have been violated:

Remarks or Recommendations:

Two-part Ten Day Notice (TDN) issued for Crandall Canyon Mine: Failure to operate only in accordance with the approved permit and failure to maintain adequate bond coverage at all times. See TDN # X09-140-182-001 and X09-140-182-002.

Date of Notice: **11/09/2009**Signature of Authorized Rep.: Christine BelkaPrint Name and ID: **Christine Belka ID# 182**